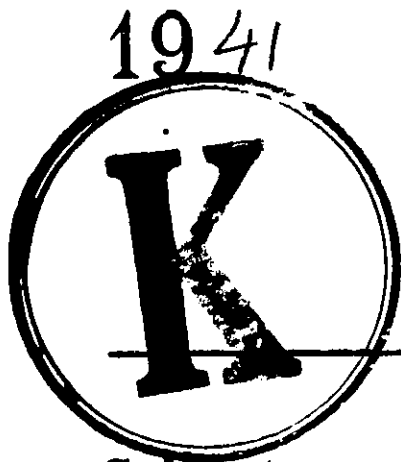




Subject:—

File No. B. Fodder &
Grain/41

Legal DEPARTMENT
B BRANCH

Governor's Bill No XVIII of
1941

A Bill to amend the B' bay
Fodder & Grain Control Act
1939 (Amendt of S 5)

Born XVII of 1941

File No. B Fodder & Grain/41
Std. Sectt. Slip 24 B e.
(Amendt of S 5)

574-B

Born XVII of 1941

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Legal Department File No* 1

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(1) (1)	R.O. No. 7802 4-9-1941	Bill to amend the B'bay fodder and Grain control Act, 1939. (Amendt. of S.S.) Forwarding of Bill.	
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3	G.R.L.D. No. 10279 dated 29-11-1941.	gr. for publication in the Bom. Govt. Gazette.	1
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V.V.K.
12/4/56.

get 12/4

MS 1517

Office of the R.L.A.

The requisite draft Bill and a revised statement in place of the statement at page 33 ante are appended.

2. The subject matter of the Bill falls under entries Nos. 237, 29 and 37 read with Nos. 14, 20 and 32 in list II of the Seventh Schedule to the Government of India Act, 1935. As the Bill does not relate to any matter enumerated in the Concurrent Legislative List, it is not necessary to reserve the Bill for consideration of the Governor General with reference to paragraph (2) of the Proclamation and section 107 (2) of the Government of India Act, 1935.

O.C. 8d/-
2/9

Remembrancer of Legal Affairs.

U.R. to R.D., No. 7802, dated the 4-9-1941.

V.V.K.

Office of the R.L.A.

As pointed out in paragraph 2 of R.L.A. 's opinion No. 122-2 dated 18th July 1941, the previous approval of the Governor General is required only under executive instructions. Under these executive instructions every Bill before it is enacted into an Act by the Governor requires the previous approval of the Governor - General. In view of the instructions contained in Secretary to Governor's Memorandum No. 2051 (12) dated 22nd July 1941 no such Bill should be published for eliciting public opinion before the concurrence of the Governor General has been received. It would also be desirable to get the Bill printed after the previous approval of the Governor-General has been obtained.

2. After the previous approval of the Governor-General is received, the R.D. should revert the papers to the Legal Department for obtaining consent of the Governor, with 20 copies of the Bill, 4 printed on blue paper and 16 printed on white paper, with the Statement attached to it as required by Secretary to Governor's Memorandum No. 201 (12) dated 4th August 1941.

P.N.B.
13/9/
O.C.
Remembrancer of Legal Affairs. .

U.R. to R.D. No. 2051, dated the 15th September 1941.

V.V.K.

No.9280

Legal Department.

Bombay Castle, 20 th November 1941.

From

P.N. Moos, Esquire, Bar-at-Law, I.C.S.,
Secretary to the Government of Bombay;

To

The Secretary to the Governor of Bombay.

Subject:- A Bill to amend the Bombay Fodder and
Grain Control Act, 1939.

Sir,

With reference to your Memorandum No. 201(40) Dated the 27th October 1941. addressed to the Revenue Department, on the above subject. I am directed to forward herewith for the assent of His Excellency the Governor a copy of the Bill to amend the Bombay Fodder and Grain Control Act, 1939, prepared by His Excellency the Governor under paragraph (2) of the Proclamation dated the 4th November 1939 issued by him under section 93 of the Government of India Act, 1935.

2. None of the provisions of the Bill affects any special responsibility of the Governor under section 52(1) of the Government of India Act, 1935 or falls within the purview of clause (a), (b) ~~XX~~ (c) or (d) of paragraph XVII of the Instrument of Instructions to the Governor of Bombay.

3. The subject matter of the Bill falls under entries Nos. 27, 29 and 37 read with Nos. 14, 20 and 32 in the Provincial Legislative List in the Seventh Schedule to the Government of India Act, 1935. None of the provisions of the Bill relates to any matter enumerated in the Concurrent Legislative List. It is not, therefore, necessary to reserve the Bill for consideration of the Governor General with reference to paragraph (2) of the Proclamation and section 107 (2) of the Government of India Act, 1935.

4. The date on which His Excellency the Governor's assent is given may kindly be entered in the endorsement.

5. I am also to forward herewith one spare copy of the

8111.

I have the honour to be,

Sir,

Your most obedient servant,

O.C.

Sd/- P.N.V.

Secretary to the Government of Bombay,
Legal Department.

Through

The Secretary to the Government of Bombay,
Revenue Department.

V.V.K.
12/4/1958.

No.201 (40)

Office of the Governor's Secretary,
Government House ,
Bombay, 26th November 1941.

From

J.B. Irwin, Esquire , DSO.MC. ICS.

Secretary to the Governor of Bombay.

To

The Secretary to Government ,

Legal Department, Bombay.

Subject: A Bill to amend the Bombay Fodder and
Grain Control Act. 1939.

Sir,

With reference to your letter No.9980, dated the 20th November 1941, I am directed to return herewith the copy of the Bill to amend the Bombay Fodder and Grain Control Act, 1939, prepared by His Excellency the Governor under paragraph (2) of the Proclamation, dated the 4th November 1939, issued by him under section 93 of the Government of India Act 1935, and to state that under the provisions of the aforesaid paragraph , His Excellency the Governor is pleased to declare that he assents to the Bill in the name of His Majesty.

I have the honour to be,

Sir,

Your most obedient servant,

Sd/-

Secretary to the Governor of Bombay.

V.V.K.
12/4/56.

Act.

Publication of the Bombay Fodder and
Grain Control (Amendment) Act, 1941.

GOVERNMENT OF BOMBAY.
Legal Department.
Resolution No. 10279

Bombay Castle, 29th November 1941.

Letter to the Secretary to the Governor, No. 9980, dated the
20th November 1941.

Letter from the Secretary to the Governor, No. 201(40), dated
the 26th November 1941.

"With reference to your letter No. 9980, dated the 20th
November 1941, I am directed to return herewith the copy of the
Bill to amend the Bombay Fodder and Grain Control Act, 1939,
Prepared by His Excellency the Governor under paragraph (2) of
the Proclamation dated the 4th November 1939, issued by him
under ~~that~~ ~~XXXX~~ section 93 of the Government of India Act, 1935, and
to state that under the provisions of the aforesaid paragraph, His
Excellency the Governor is ^{pleased} ~~pleased~~ to declare that he assents

to the Bill in the name of His Majesty."

The law should be published as Bombay Act No. XVII of 1941 in the Bombay Govt. Gazette dt. 1st Dec. 41.

RESOLUTION. - The law should be translated into Marathi, Gujarati,
Kannada and Hindustani (in Urdu and Devnagari scripts) and the
translations should be published in the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the Revenue
Department.

By order of the Governor of Bombay,

Original Sd/-
(P.N. MOOS,
For (Secretary to Government.

To

The Manager, Government Central Press, Bombay, (With a copy of
the Act and with a request that 15 gazette copies of the
Act may be forwarded to the Legal Department).

The Revenue Department.

* The Oriental Translator to Government.

The Secretary to the Bombay Legislative Council.

With a copy
of the Act.

The Secretary to the Bombay Legislative Assembly

*With five extra copies.

Legal Department.

The Bombay Fodder and Grain Control (Amendment) ~~BZXX~~ Bill, 1941 (Governor's Bill No. XVIII of 1941) ^has received the assent of His Excellency the Governor on the 26th November 1941 and it is being published as Bombay Act No. XVII of 1941 in the Bombay Government Gazette dated the 1st December 1941, with the Statement attached to it.

2. A draft notification under section 92(1) of the Government of India Act, 1935, for applying the Bombay Act No. XVII of 1941 to the partially excluded areas in the Province is furnished herewith to the Revenue Department.

Sd/-

O.C.

for Secretary to Government,
Legal Department.

U.R. to R.D., No. 10280 , dated 29th November 1941.

V.V.K.
12/4/56

NOTIFICATION.

Revenue Department.

Bombay Castle,

December 1941.

So. In exercise of the powers conferred by sub-section (1) of section 92 of the Government of India Act, 1935, the Governor of Bombay is hereby pleased to direct that the Bombay Fodder and Grain Control (Amendment) X Act, 1941 (Bom. XVII of 1941) shall apply to the partially excluded areas in the Province of Bombay.

By order of the Governor of Bombay,

Secretary to Government.